

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \*

UNITED STATES OF AMERICA,

Plaintiff,

v.

STEVEN A. STEWART

Defendants.

Case No. 2:16-cr-00046-GMN-PAL

**ORDER**

(*Ex Parte* Mot. Subpoena – ECF No. 867)

This matter is before the court on Defendant Steven A. Stewart's *Ex Parte* Motion for Subpoena Duces Tecum (ECF No. 867). Having reviewed and considered the matter pursuant to Rule 17 of the Federal Rules of Criminal Procedure, the court finds that Mr. Stewart has met his burden of establishing the need for pretrial production of the materials described in the Motion. Although the court finds good cause for Stewart's Motion to remain *ex parte* and under seal, the Motion provides no justification for issuance of an *ex parte* subpoena giving him exclusive pretrial access to the documents he seeks. The court will therefore direct issuance of the subpoena duces tecum directing the custodian of records for the agency to produce the designated items to the Clerk of the Court by December 23, 2016. Upon receipt of the documents, the Clerk shall notify counsel for the parties that the documents are available for inspection and copying.

Accordingly,

**IT IS ORDERED:**

1. Defendant Steven A. Stewart's *Ex Parte* Motion for Subpoena Duces Tecum (ECF No. 867) is **GRANTED**, and shall remain *ex parte* and under seal.
2. The Clerk of the Court shall issue the attached subpoena, conforming to the court's instructions herein, and deliver a copy of this Order and the subpoena to the U.S. Marshal for service.



UNITED STATES DISTRICT COURT

for the  
District of Nevada

United States of America )

v. )

STEVEN STEWART )

Case No. 2:16-cr-00046-GMN-PAL

Defendant )

SUBPOENA TO TESTIFY AT A HEARING OR TRIAL IN A CRIMINAL CASE

To:  
United States Department of the Interior--National Park Service  
601 Nevada Way  
Boulder City, NV 89005

**YOU ARE COMMANDED** to appear in the United States district court at the time, date, and place shown below to testify in this criminal case. When you arrive, you must remain at the court until the judge or a court officer allows you to leave.

Place of Appearance: Lloyd D. George - U.S. Federal Court 333 Las Vegas Boulevard Las Vegas, NV 89101	Courtroom No.: Honorable Judge Leen
	Date and Time: 12/23/2016 03:00

You must also bring with you the following documents, electronically stored information, or objects (*blank if not applicable*):

This is a subpoena duces tecum. Therefore, the materials requested below (Ex.A) shall be delivered to the clerk of the court no later than the date and time noted above, who shall notify counsel for the parties that the documents are available for inspection and copying.

Date: \_\_\_\_\_

CLERK OF COURT

Signature of Clerk or Deputy Clerk

The name, address, e-mail, and telephone number of the attorney representing (*name of party*) Steven Stewart  
\_\_\_\_\_, who requests this subpoena, are:

Tanasi Law Offices  
601 South Seventh Street, Floor 2  
Las Vegas, NV 89101  
702-906-2411  
rtanasi@tanasilaw.com

Case No. 2:16-cr-00046-GMN-PAL

**PROOF OF SERVICE**

This subpoena for *(name of individual and title, if any)* \_\_\_\_\_  
was received by me on *(date)* \_\_\_\_\_.

☐ I personally served the subpoena on the individual at *(place)* \_\_\_\_\_  
on *(date)* \_\_\_\_\_; or

☐ I left the subpoena at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
\_\_\_\_\_, a person of suitable age and discretion who resides there,  
on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the subpoena on *(name of individual)* \_\_\_\_\_, who is  
designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
on *(date)* \_\_\_\_\_; or

☐ I returned the subpoena unexecuted because \_\_\_\_\_; or

☐ Other *(specify)*: \_\_\_\_\_.

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also  
tendered to the witness fees for one day's attendance, and the mileage allowed by law, in the amount of  
\$ \_\_\_\_\_.

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

**Print****Save As...****Add Attachment****Reset**

Ex. A.

(1) the National Park Service (“NPS”) use of force polices and procedures as it pertains to all officers, rangers, and/or special agents trained on or before April 12, 2014 and present at the Bunkerville, Nevada standoff that is the subject of the Superseding Indictment [Doc. 27] in this case;

(2) the NPS’s official duties as it pertains to all officers, rangers, and/or special agents present at the present at the Bunkerville, Nevada standoff, on April 12, 2014 that is the subject of the Superseding Indictment [Doc. 27] in this case.